

**Stanley G. Emert, Jr.**  
2318 2d Avenue, Ste. 845  
Seattle, Washington 98121  
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MAY 20 1992

Federal Communications Commission  
Office of the Secretary

ORIGINAL  
FILE

May 18, 1992

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FCC MAIL BRANCH

The Honorable Donna R. Searcy, Secretary  
Federal Communications Commission  
1919 M Street, N.W., Room 222  
Washington, D.C. 20554

Re: MM Docket No. 92-62  
Seelyville, Indiana

Dear Ms. Searcy:

I enclose the original and proper copies of a "Report" and "Notice of Change of Address of Counsel" for filing in the above-captioned matter on behalf of Crystal Clear Communications, Inc.

Please send a stamped copy of the same to me in the self addressed stamped envelope.

Thank you for your kind assistance.

Sincerely,

  
Stanley G. Emert, Jr.

SGE:  
Enclosure

cc: Per Certificate of Service

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MAY 20 1992

Before the  
**Federal Communications Commission**  
Washington, D.C. 20554

Federal Communications Commission  
Office of the Secretary

ORIGINAL  
FILE

In re:

Applications of

)

MM Docket No. 92-62

CRYSTAL CLEAR COMMUNICATIONS, INC.

)

File No. BPH-901214MJ

THE RADIO MINISTRIES BOARD OF VICTORY  
CHRISTIAN CENTER ASSEMBLY OF GOD, INC.

)

File No. BPH-901217MJ

For Construction Permit  
for a new FM Station in  
Seelyville, Indiana

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To: The Honorable John Fyrsiak  
Administrative Law Judge

MAY 20 1992

FCC MAIL BRANCH

REPORT

Crystal Clear Communications, Inc. ("Crystal Clear") , by and through counsel, hereby provides the following report:


1. On Saturday, May 16, 1992, counsel for Crystal Clear received a document entitled "Non-Delivery Notice" ("the notice") from the courier which services had been retained for timely delivery of a package to the office of the Secretary of the Commission on May 4, 1992. The package contained, *inter alia*, Crystal Clear's post Hearing Designation Order "Notice of Appearance". The notice showed that the package was being held at the Washington National Airport near Washington D.C.

2. Counsel called the number listed on the notice for an explanation of the document, but could not get a response until Monday, May 18. From several phone conversations with courier personnel, it appears that the package was delivered to the Commission after 5:30 p.m., even though it was clearly marked to deliver before 5:30 p.m. Inexplicably at this point, the package has been held for two (2) weeks at the airport.

3. Crystal Clear's Notice of Appearance was served upon the Presiding Judge, other counsel, the Hearing Branch, and the Data Management Branch. Counsel requested that the package containing Crystal Clear's Notice of Appearance be delivered to the Commission immediately. Additional information is being sought by Crystal Clear as to this matter.

4. Crystal Clear further notes that prior to July 15, 1991, it properly paid its hearing fee, and filed a "Notice of Appearance and Payment of Hearing Fee" at that time. Moreover, it has filed a "Petition for Leave to Amend" and "Integration and Diversification Statement". Crystal Clear requests no relief in this pleading, but filed this Report to provide information<sup>1</sup>.

Crystal Clear Communications, Inc.

By:   
Stanley G. Emert, Jr.  
Its Attorney

Law Office of Stanley G. Emert, Jr.  
2318 2d Avenue, Ste. 845  
Seattle, Washington 98121  
(206) 525-5459

May 18, 1992

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<sup>1</sup> Counsel has heard that Crystal Clear's sole competing applicant, has filed a "Motion to Dismiss" Crystal Clear's application. This pleading has not yet been received, and will be answered as soon as possible upon receipt.

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing "Report" has been sent by prepaid United States mail, first class, on the 18th day of May, 1992, to the following:

The Honorable John M. Frysiak  
Federal Communications Commission  
2000 L Street, N.W.  
Washington D.C. 20554

Charles Dziedzic, Esq.  
Chief, Hearing Branch  
Federal Communications Commission  
2025 M Street N.W.  
Room 7212  
Washington D.C. 20554

Chief, Data Management Staff  
Audio Services Division  
Mass Media Bureau  
Federal Communications Commission  
Room 350  
1919 M Street NW  
Washington, D.C. 20554

Harry Martin, Esq.  
Reddy, Begley & Martin  
2033 M Street, N.W.  
Washington, D.C. 20036  
Counsel to THE RADIO MINISTRIES BOARD OF VICTORY  
CHRISTIAN CENTER ASSEMBLY OF GOD, INC.



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Stanley G. Emert, Jr.